

**WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD
CHARLESTON, WEST VIRGINIA**

CLARKSBURG SANITARY BOARD

Appellant,

v.

Appeal No. 25-06-EQB

**DIRECTOR, DIVISION OF WATER AND
WASTE MANAGEMENT, WEST VIRGINIA
DEPARTMENT OF ENVIRONMENTAL
PROTECTION**

Appellee.

ORDER GRANTING JOINT MOTION TO CONTINUE

Appeal No. 25-06-EQB was filed with the West Virginia Environmental Quality Board (“Board”) on May 28, 2025. Pursuant to West Virginia Code § 22B-1-7(f), an evidentiary hearing was scheduled for August 14, 2025.

During the July 24, 2025, prehearing conference for this matter, the Parties orally moved this Board for a continuance. The Parties seek a thirty (30) day continuance to continue settlement negotiations that are currently ongoing in this matter. The Parties assert that this additional time is necessary to allow for final negotiations and the preparation of settlement documents, if such an agreed resolution can be reached. Finding it proper to do so, this Board hereby GRANTS the Joint Motion to Continue for a period of thirty (30) days.

The **evidentiary hearing** in Appeal No. 25-06-EQB shall be held on **September 11, 2025**. Said hearing will begin at **8:30 a.m.** at the Board’s offices located at 601 57th Street, Charleston, Kanawha County, West Virginia 25304. The **prehearing status conference (PHSC)** will be held on **August 28, 2025**, at **10:00 a.m.** before the Board’s legal counsel. The Clerk shall circulate the

PHSC and evidentiary hearing conference details to all Parties prior to the scheduled PHSC and evidentiary hearing dates.

It is so **ORDERED** and **ENTERED** this 30th day of July, 2025.

Environmental Quality Board

for Kenna M DeRaimo
Dr. Edward Snyder, Chairman

Prepared by:

/s/Marissa G. Nortz

Marc C. Bryson (W. Va. Bar No. 10589)

Marissa G. Nortz (W. Va. Bar No. 12742)

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Counsel for Appellant, Clarksburg Sanitary Board

Approved by:

/s/ Isaac Tincher

Jonathan Frame, Esq.

Isaac Tincher, Esq.

West Virginia Department of Environmental Protection

Office of Legal Services

601 57th Street S.E.

Charleston, WV 25304

Counsel for Appellee, WVDEP

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CERTIFICATE OF SERVICE

This is to certify that I, Kenna M. DeRaimo, Clerk for the West Virginia Environmental Quality Board, have this day, the 30th day of July, 2025, served a true copy of the foregoing **Order Granting Joint Motion to Continue** in Appeal No. 25-06-EQB, by delivering the same to the following:


Marc C. Bryson (W. Va. Bar No. 10589)
Marissa G. Nortz (W. Va. Bar No. 12742)
STEPTOE & JOHNSON PLLC
707 Virginia Street, East
Charleston, WV 25301

Via Certified U.S. First-Class Mail

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Jonathan Frame, Esq.
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OF ENVIRONMENTAL PROTECTION
OFFICE OF LEGAL SERVICES
601 57th Street S.E.
Charleston, WV 25304

Via Interdepartmental Mail


Kenna M. DeRaimo, Clerk